

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN**

LEWIS, J.,
individually and on behalf of all
others similarly situated,
Plaintiffs,

v.

Case No. 3:15-cv-00082

EPIC SYSTEMS CORPORATION,
Defendant.

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Defendant Epic Systems Corporation (“Epic”), pursuant to Section 16 of the Federal Arbitration Act, hereby appeals to the United States Court of Appeals for the Seventh Circuit the Court’s Order entered in this action on September 11, 2015 [Docket No. 54] denying Epic’s Motion to Dismiss and Compel Individual Arbitration. *See* 9 U.S.C. § 16(a) (permitting immediate appeal of order denying motion to compel arbitration); *Janiga v. Questar Capital Corp.*, 615 F.3d 735, 740 (7th Cir. 2010) (“an interlocutory appeal may be taken from a district court order ‘refusing a stay of any action . . . under this title’ or ‘denying a petition . . . to order arbitration to proceed.’”) (citing 9 U.S.C. § 16).

Dated: September 11, 2015

Respectfully submitted,
EPIC SYSTEMS CORPORATION

By s/ Andrew Scroggins
One of Its Attorneys

Noah A. Finkel (nfinkel@seyfarth.com)
Andrew Scroggins (ascroggins@seyfarth.com)
SEYFARTH SHAW LLP
131 South Dearborn Street, Suite 2400
Chicago, Illinois 60603
(312) 460-5000

CERTIFICATE OF SERVICE

I, Andrew Scroggins, an attorney, hereby certify that on September 11, 2015, a copy of the foregoing **NOTICE OF APPEAL** was electronically filed via the Court's CM/ECF system, which transmitted service of the same upon the following counsel of record for Applicant:

William Parsons
wparsons@hq-law.com
David C. Zoeller
dzoeller@hq-law.com
Caitlin M. Madden
cmadden@hq-law.com
Hawks Quindel, S.C.
222 West Washington Avenue, Suite 450
Madison, Wisconsin 53701-2155

Daniel A. Rottier
rottier@habush.com
Jason Knutson
jknutson@habush.com
Breanne L. Snapp
bsnapp@Habush.com
Habush Habush & Rottier, S.C.
150 East Gilman Street, Ste. 2000
Madison, Wisconsin 53701

s/ Andrew Scroggins